

EXHIBIT 3.1

REDACTED

August 20, 2013

The Honorable Chief Judge William M. Skretny, United States District Court, Western
District of New York
2 Niagara Square
Buffalo, NY 14202

U.S v. Tonawanda Coke Corporation, 10-CR-219

Dear Judge Skretny,

I have been an employee in excess of 30 years at Tonawanda Coke and am writing to you on behalf of Tonawanda Coke Corporation concerning your consideration of sentencing.

Throughout my employment at Tonawanda Coke Corporation, I have been able to progress from being a security guard to a plant general foreman. I have found the company to always have the best interest and well being of its employees and the surrounding community. Tonawanda Coke routinely has safety meetings for the employees as well as general foreman meetings so that management is kept up to date on any problems that arise and need to be corrected.

I, myself, routinely was sent to for certification of smoke reading so that the company would always be in compliance with the Federal and state governments' criteria for air emissions.

I firmly believe that the charges that the company was found guilty of was the result of the actions of one individual and not the company as a whole. From my knowledge, the company has always acted in good faith and has tried to be a good neighbor to the surrounding community. Due to this knowledge, I do not think it is likely that the type of conduct for which they were charged will repeat itself.

The result of an excessive fine could put the livelihood of not only the company itself, but also the future of its employees in danger. Being there are many employees, who have worked at the plant in excess of 15 yrs, it would be very hard for most to secure other employment, in an otherwise depressed employment market, especially with the skills they have.

There are very few coke plants still in existence and yet an industrial community that still needs coke products.

Tonawanda Coke has already suffered a blow to its reputation and loss of business due to this. It's upsetting that the possibility of an excessive fine may further cripple a company that has provided many employees with limited skill sets an opportunity to live the American dream.

As I've said before, the safety and well being of it's employees is one of it's top priorities. They would not want any less for the residents in the surrounding community. The company has in no way profited from the alleged conduct and has certainly already paid the price in regards to it's reputation in the business community.

Respectfully,

REDACTED

EXHIBIT 3.2



75 Innsbruck Drive • Buffalo, NY 14227 • Phone (716) 656-9900 • Fax (716) 656-8899

8/23/13

Chief Judge William M. Skretny
United States District Court, Western District of New York
2 Niagara Square
Buffalo, NY 14202

Re: U.S. v. Tonawanda Coke Corporation, 10-CR-219

Dear Chief Judge Skretny,

I am submitting this letter on behalf of Tonawanda Coke Corporation for the Court's consideration at sentencing. Volland Electric has been a long term supplier to Tonawanda Coke Corporation selling and repairing various electrical components and services such as electric motors and controls, variable frequency drives cranes and hoists, machine shop services, etc. Volland Electric is a 70 year old family business located in Buffalo and employs 75 people.

I am writing this letter knowing that sentencing is coming up and that the most likely punishment will be a fine. Imposing an excessive fine would penalize far more than the Corporation. Employees, vendors, and customers would suffer as cost cutting moves and higher prices to customers would almost definitely occur. The trickle-down effect would be far ranging. I do think the Corporation has already suffered from this ordeal by virtue of the conviction and its publicity in the business community.

Western New York has been suffering from the departure or closings of many industrial facilities over the course of the last 20 plus years. Volland Electric's core business is working with industrial plants and cannot afford to lose another good customer such as Tonawanda Coke. I am asking that you take into consideration the history and character of the company including their commitment to the community. I believe in the importance of sustaining the Corporation so that its products remain available to the industry.

Thank you for your consideration.

REDACTED

EXHIBIT 3.3

August 24, 2013

Chief Judge William M. Skretny
United States District Court, Western District of New York
2 Niagara Square
Buffalo N.Y. 14202

Re U.S. v. Tonawanda Coke Corporation, 10-CR-219

Dear Chief Judge Skretny:

I am submitting this letter in behalf of Tonawanda Coke Corporation for the Court's consideration at sentencing. I have been involved in the Tonawanda Coke Plant since 1982, Both as a sales rep for Volland Electric and Se-mar Electric Co. Personnel in Plant have always been concerned with safety of Vendors and Workers (example Hard Hats and special equipment) I have been in most every part of the plant and never felt sick or harmed after leaving areas.

I don't think any of the workers or owners would purpose to harm anyone .

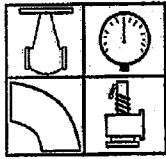
I know that sentencing is coming up and the Results of a Heavy fine could mean a Plant Closing and many People Losing their Jobs .

I pray you will be Merciful in your Consideration of a fine.

Thank You

REDACTED

EXHIBIT 3.4



STRITT & PRIEBE INC.

37 Clyde Ave ~ Buffalo, New York 14215 ~ www.StrittandPriebe.com
716.834.1100 1.800.274.2763 fax 716.834.1101 sales@StrittandPriebe.com

August, 26, 2013

Chief Judge William M. Skretny
United States District Court
Western District of New York
2 Niagara Square
Buffalo, NY 14202

Re: U.S. v. Tonawanda Coke Corporation, 10-CR-219

We are submitting this letter on behalf of Tonawanda Coke Corporation for the Court's consideration at sentencing. Stritt & Priebe, Inc. is a local, small business supplying industrial pipe, valve & fittings and valve repair & certification. We have done business with Tonawanda Coke for over 30 years. They have been a quality customer, paying on time and treating our company and employees with respect.

We would ask that the sentencing of Tonawanda Coke take into consideration that a heavy fine might not only limit their future ability to stay in business, but would also have a detrimental effect on small businesses like ours. In 2012, Tonawanda Coke was our 13th-ranked customer, accounting for \$200,000 of business. Losing them as a customer, either by them going out of business or not being able to afford to do business, would greatly impact our small company and the families that depend on us.

We ask that you consider these concerns when sentencing.

REDACTED

Committed to Earning Your Business!

Valve Rebuilding ~ Safety Valve Sales, Repair & Certification ~ Valve Automation ~ Instrumentation ~ Industrial Pipe, Valves & Fittings

EXHIBIT 3.5



LACEY HEAVY EQUIPMENT REPAIR, INC.
6359 RIDDLE ROAD
LOCKPORT, NY 14094
(716) 433-3373 (Phone)
(716) 434-2432 (Fax)



August 26, 2013

United States District Court
Western District of New York
2 Niagara Square
Buffalo, NY 14202

RE: U.S v Tonawanda Coke Corporation, 10-CR-219

Dear Chief Judge William M. Skretny,

If I may introduce myself, I am ^{REDACTED} REDACTED My wife ^{REDACTED} and I have been running a small business in Western NY since 1982. We rent and repair off road construction equipment. During those 30 years, we have seen many businesses struggle, close up, and/or simply choose to leave Western New York. For approximately the last 15 years Tonawanda Coke has provided us with a stable base to continue operations. We have 9 full and part time employees who depend on us for their income. If the "Coke" company's ability to continue operations is harmed, in return, our business and our employees would suffer greatly from this tragedy. We are one of hundreds of vendors who rely on Tonawanda Coke Corp for their livelihood.

The devastation from a business leaving the area will be ongoing for years – for example Bethlehem Steel. Also Niagara Falls continues to suffer from the numerous plants which have closed over the years. During the time we have been a vendor for Tonawanda Coke, we have seen major improvements in their facility and operations. We can only hope that the fine levied against Tonawanda Coke plant is in such a manner that it would help the plant in achieving the environmental goals required by State and Federal Agencies. A plan that will help Tonawanda Coke's employees, vendors and the community and keep and add jobs in WNY which are greatly needed. Thank you for taking time to read this letter and for your understanding.

Sincerely,

REDACTED

EXHIBIT 3.6

TridentFluidPower^{LLC}

Cylinders . Pumps . Valves . Systems
Overhauled to OEM Specifications

8/28/13

Chief Judge William M. Skretny
United States District Court
Western District of New York
2 Niagra Square
Buffalo, N.Y. 14202

Reference: U.S. v. Tonawanda Coke Corporation 10-cr-219

Dear Chief Judge Skretny,

We are submitting a letter on behalf of Tonawanda Coke Corporation for the court's consideration at sentencing. We are a repair facility given the responsibility of reconditioning their coke oven doors: components critical to sealing the volatile gases inside the ovens. Our facility is located in Middletown, Ohio, approximately 430 miles away from Tonawanda Coke. It is important to note the distance because there are several repair facilities that are capable of repairing doors that are in close proximity to Tonawanda Coke. Combine the distance with the fact that each door weighs approximately 8000 pounds and it becomes apparent that the transportation costs are significantly higher using Trident Fluid Power over a local shop. This is a cost absorbed by Tonawanda Coke.

We began reconditioning Tonawanda doors in June of 2010. Even with the disadvantage of the long distance between facilities we were selected because of our known high standard in quality control resulting in a higher level of reliability in maintaining the sealing capabilities of the door. This was a decision by Tonawanda's Purchasing Department based solely on the desire to reduce emissions to the environment. This topic was discussed several times during joint meetings between Tonawanda Coke and Trident Fluid Power.

It is our sincere belief that all parties with whom we have interfaced at Tonawanda Coke Corporation consider environmental protection of extreme concern. In the minds of Tonawanda's Management, the increased costs of our level of quality and the increased costs of transportation were worth the positive effects to the environment.

Sincerely,

REDACTED

EXHIBIT 3.7



NIAGARA WHOLESALE SUPPLY CO., INC. 4100 WITMER RD. NIAGARA FALLS, NY 14305 PH.(716)282-1268 FAX (716)282-1269

29 August 2013

Chief Judge William M. Skretny
US District Court, Western District of New York
2 Niagara Square
Buffalo, NY 14202

Re: US vs. Tonawanda Coke Corporation 10-CR-219

Your Honor:

I am submitting this letter on behalf of Tonawanda Coke Corporation (TCC) for the court's consideration at sentencing. My name is REDACTED I am the COO of Niagara Wholesale Supply Co., Inc. (NWS) located in Niagara Falls, NY. Our company is a manufacturer of wood packaging products, distributor of packaging supplies and tools, and distributor of custom hardwoods.

In the past several months TCC has purchased several products from NWS that were used in the remediation process. I am aware of the use of said products, because it was necessary for me to inquire their use in order for me to order the correct quality and grade of materials. TCC is a company who uses local vendors in the purchase of products and/or services used in the production of its product(s). By this very practice, they are a valuable asset to the local economy. By the support of local businesses and jobs, TCC helps to promote growth within our community's economy. Given that the Buffalo, NY area is the third poorest in the nation, we cannot afford to cripple TCC to the point of bankruptcy and/or closure. The local media outlets have inflicted significant reputation damage to TCC throughout the process of this case. To my knowledge, TCC did not profit from the alleged conduct.

It would be in the community's best interest to consider these facts when assessing a sentence to TCC. I thank you for your time and careful diligence in this matter.

REDACTED